HIGH COURT OF CHHATTISGARH AT BILASPUR

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Single Bench: Hon'ble Shri Dilip Raosaheb Deshmukh, J.

M.A. (C). NO. 888/2007

Appellant (Non-Applicant No.3	:	United India Insurance Company Limited, through : its Branch Manager, Near Ram Mandir, Ambikapur, Distt.-Surguja (CG)
	Versus	
Respondents (Applicant No. 1)	1.	Smt. Geeta Devi, Wd/o Late Madan Lal Agrawal, aged-34 years, Occupation – House wife.
(Applicant No. 2)	2.	Parul, D/o Late Madanlal, aged 14 years,
(Applicant No. 3)	3.	Meenakshi, D/o-Late Madanlal, aged 11 years,
(Applicant No. 4)	4.	Nikhil, S/o-Late Madanlal, aged 7 years,
		Respondents No. 2 to 4 are minor, through their mother-Smt. Geeta Devi (respondent No. 1), natural guardian.
		All are R/o Agrasen Ward, Ambikapur, District – Surguja (C.G.)
(Non –Applicant No. 1)	5.	Bam Shankar Minj, S/o. Badri Prasad Minj, Aged 22 years, (Occupation- Driver) R/o Vill. Bhagwanpur Khurd, P.S. Gandhi Nagar, District-Surguja (C.G.)
(Non-Applicant No. 2)	6.	Ganwaturam, S/o Hiraram, Aged 35 years, (owener) R/o Vill. Khaliba, P.S. Gandhi Nagar, District – Surguja (C.G.).

APPEAL UNDER SECTION 173 OF THE MOTOR VEHICLES ACT, 1988

Present:-
Shri Dashrath Gupta, counsel for the appellant.

ORAL ORDER
(Passed on 03-08-2007)

Heard on admission.

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2. The impugned order dated 13-03-2007 granting interim compensation of Rs.50,000/- under Section 140 of the Motor Vehicles Act is perused. Both conditions, i.e., death of Madanlal due to motor vehicle accident and the offending vehicle CG 15-A/2823 being insured by the appellant/insurer under a valid policy of insurance on the date of accident required under Section 140 of the Motor Vehicles Act are satisfied. No infirmity much less than any manifest error of law is seen so as to justify any interference in the impugned order. The appeal being devoid of merit is dismissed at the stage of admission.

Sd/-
Dilip Raosaheb Deshmukh
Judge

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